GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Panchayat Raj and Rural Development Department - Departmental proceedings against Sri G.Durga Prasada Rao, EE (Retd), PR Engg Deptt., PRI Div., Rajahmundry, E.G. District for violation of Rules 9(1), 9(2), 9(7) and 9(8) of APCS (Conduct) Rules, 1964, under Rule 9 of APRP Rules, 1980 r/w Rule 20 of the APCS (CC&A) Rules, 1991 – Article of Charges – Orders - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 578 **Dated: 06-09-2019**

Read the following:-

1.From the DG, ACB, AP, Vijayawada, Rc.No.69/RCA-REG/2016, Dt.09.02.2017 & 19.12.2018.
2.G.O.Ms.No.141, PR&RD (Vig.I) Deptt., Dt.06.09.2019.

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ORDER:-

In pursuance of the sanction accorded by the Government under sub-rule (2) of Rule 9 of the APRP Rules, 1980 for instituting departmental proceedings against Sri G.Durga Prasada Rao, EE, PR Engg Deptt., PRI Div., Rajahmundry, E.G. District now retired vide G.O.Ms.No. , PR&RD (Vig.I) Dept, Dated. .08.2019, it is proposed to hold an inquiry against Sri G.Durga Prasada Rao, EE, PR Engg Deptt., PRI Div., Rajahmundry, E.G. District, now retired, in accordance with the procedure laid down in rule 20 of Andhra Pradesh Civil Service (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A statement of imputation of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of witnesses by whom, and a list of documents by which, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri G.Durga Prasada Rao, EE, PR Engg Deptt., PRI Div., Rajahmundry, E.G. District, now retired is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri G.Durga Prasada Rao, EE, PR Engg Deptt., PRI Div., Rajahmundry, E.G. District, now retired is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri G.Durga Prasada Rao, EE, PR Engg Deptt., PRI Div., Rajahmundry, E.G. District, now retired is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above further action will be processed based on the material available on record.

6. Attention of Sri G.Durga Prasada Rao, EE, PR Engg Deptt., PRI Div., Rajahmundry, E.G. District, now retired is invited to Rule 24 of the APCS(Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Govt., If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be

presumed Sri G.Durga Prasada Rao, EE, PR Engg Deptt., PRI Div., Rajahmundry, E.G. District, now retired, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services(Conduct) Rules, 1964.

7. The receipt of the order be acknowledgment.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)
GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVT (PR&RD)

To

Sri G.Durga Prasada Rao, EE, PR Engg Deptt., PRI Div., Rajahmundry, E.G. District, now retired through Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (w.e.).

The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve the charges to the individual and furnish a served copy to Government,)

SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE — I

ARTICLES OF CHARGE FRAMED AGAINST SRI GUNAPALLI DURGA PRASADA RAO, FORMER EXECUTIVE ENGINEER, P.R.I DIVISION, RAJAMAHENDRAVARAM, EAST GODAVARI DISTRICT

Sri Gunapalli Durga Prasada Rao. S/o (Late) Suryanarayana, 58 yrs, former Executive Engineer, Panchayat Raj Engineering Dept., P.R.I Division, Rajamahendravaram, East Godavari district joined in Government service as Assistant Executive Engineer, on 15.06.1984 and worked as Asst. Executive Engineer at Panchayat Raj Sub-Division, Tanuku and Mandal Praja Parishat, Gopalapuram of West Godavari district. He was promoted as Deputy Executive Engineer on 1-09-1991 and worked at various places in West Godavari & East Godavari district. Later he was further promoted as Executive Engineer on 07-06-2010 and worked at Dr.Y.S.R. Horticultural University, Tadepalli Gudem. West Godavari Dist and also worked as Executive Engineer (i/c), Panchayatraj Division, Rajamahendravaram from 10-05-2012 to 07-05-2016.

While working in the afore mentioned capacities he has committed grave misconduct as much as.

Charge: 1(a) That Sri Gunapalli Durga Prasada Rao has not taken prior permission from the competent authority to purchase immovable properties in his name and in the names of his family members in violation of Rule 9(1) of APCS (Conduct) Rules-1964.

1(b) That Sri Gunapalli Durga Prasada Rao had not given intimation to the competent authority about the transaction pertaining to the movable properties purchased by him in his name and in the names of his family members in violation of Rule 9(2) of APCS (Conduct) Rule-1964.

1(c) That Sri Gunapalli Durga Prasada Rao has failed to submit his Annual Property Returns for the period from 1985 to 2015 and violated Rule 9(7) of APCS (Conduct) Rule-1964.

Charge: 2 That Sri Gunapalli Durga Prasada Rao has failed to submit Proforma I to VI statements to the Engineer in Chief, Panchayat Raj Department and violated Rule 9(8) of APCS (Conduct) Rules 1964.

Thus Sri Gunapalli Durga Prasada Rao, S/o (Late) Suryanarayana, 58 years, former Executive Engineer, Panchayat Raj Engineering Dept., P.R.I Division, Rajamahendravaram, East Godavari district by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Govt. Servant contravened Rule 3(1)(2) of APCS (Conduct) Rules 1964 r/w Rule 9 of Revised Pension Rules-1980.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVT (PR&RD)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE II

STATEMENT OF IMPUTATION OF MIS-CONDUCT IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI GUNAPALLI DURGA PRASADA RAO, FORMER EXECUTIVE ENGINEER, P.R.I DIVISION, RAJAMAHENDRAVARAM, EAST GODAVARI DISTRICT

Sri Gunapalli Durga Prasada Rao, S/o (Late) Suryanarayana, 58 yrs, former Executive Engineer, Panchayat Raj Engineering Dept., Panchayat Raj & Irrigation Division; Rajamahendravaram, East Godavari district joined in Government service as Assistant Executive Engineer, on 15.06.1984 and worked at Panchayat Raj Sub -Division, Tanuku and Asst. Executive Engineer, Mandal Praja Parishat, Gopalapuram of West Godavari district. He was promoted as Deputy Executive Engineer on 1-09-1991 and worked at various places in West Godavari & East Godavari districts. Later he was promoted as Executive Engineer on 07-06-2010 and worked at Dr.Y.S.R. Horticultural University, Tadepalli Gudem, West Godavari district and also worked as Executive Engineer (I/C), PRI Division, Rajamahendravaram from 10-05-2012 to 07-05-2016. His basic pay is Rs.1,03,290/-. He retired from service on 31-05-2018 on attaining the age of superannuation. He is here-in-after referred to as retired Government Servant.

Whereas on reliable information that Sri Gunapalli Durga Prasada Rao has acquired assets by corrupt and dubious means the Joint Director (Andhra) issued proceedings vide proceedings C.No.12/RCA/JD(A)/ACB/2016, dated.04.05.2016 to register a case against Sri Gunapalli Durga Prasada Rao for possessing assets disproportionate to his known sources of income. Consequently, Inspector of Police, ACB, Rajamahendravaram has registered a case vide Cr.No.7/RCA-RJY/2016 U/s 13(2) r/w 13(1)(e) of PC Act-1988 on 05-05-2016 at 11.00 hrs and took up investigation.

Whereas soon after registration of the case, search warrants were obtained from the Special Judge for SPE & ACB Cases at Vijayawada and searches were conducted at the residential house of Sri Gunapalli Durga Prasada Rao and other places on 07-05-2016. During the searches, incriminating documents pertaining to the assets, income and expenditure of Sri Gunapalli Durga Prasada Rao were recovered and seized for the purpose of investigation.

Whereas the investigation disclosed that Sri Gunapalli Durga Prasada Rao has purchased the following immovable properties in his name, in the name of his son and daughters.

IMMOVABLE PROPERTIES PURCHASED IN THE NAME OF SRI GUNAPALLI DURGA PRASADA RAO:

Sl. No.	**Details of property**	**On whose name the property was Purchased**	**Value of Property Rs.**
1.	A vacant house site admeasuring 43.55 Sq. Yards in Survey No. 288/1, near Syamala Nagar, Rajamahendravaram, East Godavari district vide document No.7008/1995, Dt.16.10.1995 of SRO, Rajamahendravaram.	Sri Gunapalli Durga Prasada Rao	35,000/-
2.	A flat vide No.A-5 (in Group House) in the name of Sri Sai Apartment in the above said site in November-1995 vide Assessment No. 1064031964 and D.No.79-20-3/7.	Sri Gunapalli Durga Prasada Rao	2,50,000/-

3.	A vacant house site admeasuring 231 Sq. yards in S.No. 291 and 292 at Rajamahendravaram, East Godavari district vide document 6359/2003 Dt.03.11.2002 of SRO, Rajamahendravaram.	Sri Gunapalli Durga Prasada Rao	2,30,000/-
4.	Constructed G+2 RCC building (SI. No.3 noted site) in the year 2003 to 2007 vide Assessment No.1064048391 vide D.No.86-11-10/3.	Sri Gunapalli Durga Prasada Rao	53,15,705/-

IMMOVABLE PROPERTIES PURCHASED IN THE NAME OF HIS SON SRI GUNAPALLI SIRESH CHANDRA:

SI. No.	Details of property	On whose name the property was Purchased	Value of Property Rs.
1.	A vacant house site admeasuring 244.44 Sq. yards in S.No. 508/5 vide Plot No.7 at Kavalagoyyi village, Rajamahendravaram Rural Mandal, East Godavari district vide document No.3170/2013 Dt 23.05.2013 of SRO, Pidimgoyyi.	Sri Gunapalli Siresh Chandra	3,67,000/-
2.	A vacant house site admeasuring 244.44 Sq. yards in S.No. 508/5 vide Plot No.2 at Main Road, Kavalagoyyi village, Rajamahendravaram Rural Mandal, East Godavari district vide document No,3171/2013 Dt.23.05.2013 of SRO, Pidimgoyyi.	Sri Gunapalli Siresh Chandra	3,67,000/-
3.	A vacant house site admeasuring 185 Sq. yards in S.No. 325 vide Plot No.134 at Palacherla village, Diwancheruvu Panchayath, Rajanagaram Mandal, East Godavari district vide document No.552/2014 Dt.23.05.2014 of SRO, Pidimgoyyi,	Sri Gunapalli Siresh Chandra	1,39,000/-
4.	A vacant house site admeasuring 294.84 Sq. yards in S. No. 21/13 vide Plot No. 55 at Morampudi, Hukumpeta Panchayath, Rajamahendravaram Rural Mandal, East Godavari district vide document No.2262/2015 Dt. 22.06.2015 of SRO, Kadiam.	Sri Gunapalli Siresh Chandra	5,90,000/-

IMMOVABLE PROPERTIES PURCHASED IN THE NAME OF HIS ELDER DAUGHTER GUNAPALLI CHAITANYA:

SI. No.	Details of property	On whose name the property was Purchased	Value of Property Rs.
1.	A flat vide No. A-5, 2nd floor, Srinivasa Apartments, Plinth Area 900 Sft., bearing D.No.80-	Gunapalli Chaitanya	2,50,000/-

	23-10/6. Jayasri Gardens, Rajamahendravaram situated in Sruvey No.220. Plot No.24(P),25(P), Rajamahendravaram vide document 4025/2002 Dt.23.08.2002 of SRO, Rajamahendravaram.		
2.	A vacant house site admeasuring 276.40 Sq. yards in S. No. 21/13 vide Plot No. 54 at Morampudi, Hukumpeta Panchayath, Rajamahendravaram Rural Mandal, East Godavari district vide document 2557/2015 Dt.17.07.2015 of SRO, Kadiam.	Gunapalli Chaitanya	5,53,000/-

IMMOVABLE PROPERTIES PURCHASED IN THE NAME OF HIS YOUNGER DAUGHTER GUNAPALLI MADHURI:

Sl. No.	**Details of property**	**On whose name the property was Purchased**	**Value of Property Rs.**
1.	A vacant house site admeasuring 311.34 Sq. yards in S. No. 21/13 vide Plot No. 53 at Morampudi, Hukumpeta Panchayath, Rajamahendravaram Rural Mandal East Godavari district vide document 2558/2015 Dt.17.07.2015 of SRO, Kadiam.	Kum. Gunapalli Madhuri	Rs.6,23,000/-

MOVABLE PROPERTIES:

1). Sri Gunapalli Durga Prasada Rao purchased one Honda Unicorn Motor Cycle for Rs.57,347/- at Hyderabad and got registered in the name of his Son Sri Gunapalli Siresh Chandra who is a student and registered at Regional Transport Authority, Hyderabad Central, Somajiguda, Hyderabad vide Registration No.APO9BK4239 on 03.8.2007.

The Regional Transport Officer, Hyderabad Central, Somajiguda, Hyderabad conformed the Registration of said Vehicle and Invoice of said vehicle through his letter vide Lr.No.37441C17/HC/2017, dt. 30.08.2017 and furnished certified copies of Application for Registration of Motor Vehicles (Form-20), Sale Certificate (Form-21), Affidavit of son of A.0, B- Register of Motor Vehicle (Form-24) invoice and other documents pertaining to the above said vehicle and it is on record.

Whereas during the course of investigation a letter was addressed to the Superintending Engineer, Panchayat Raj & Irrigation Department, East Godavari district, Kakinada with a request to furnish information whether Sri Gunapalli Durga Prasada Rao had obtained any permission for the purchase of immovable properties in the names of his dependents and whether he has intimated about the purchase of movable properties in his name and in the name of his son. The Superintending Engineer, Panchayat Raj & Irrigation Department, East Godavari district, Kakinada informed vide letter RC No. Supdt/980/2015, dt.06.11.2017 informed that the retired Govt. Servant has not obtained any permission while purchasing immovable properties and not intimated about the purchase of movable properties. In the same letter the Superintending Engineer also informed that Sri Gunapalli Durga Prasada Rao has not submitted his Annual Property Returns during the year 1985 to 2015.

Whereas during the course of investigation, pro-forma statements I to VI were forwarded to the Engineer-in-Chief, Panchayath Raj Engineering Department, Vijayawada in order to serve the same on Sri Gunapalli Durga Prasada Rao to obtain the completed pro-forma statements from him and to furnish the same for the purpose of investigation. But the Retired Govt., Servant has not submitted his pro-forma statements I to VI in spite of his Engineer-in-Chief requested him to furnish full and complete statements of all Immovable Properties and Movable Properties acquired by him and his family members. Thus the Govt., Servant violated the Rule 9(8) of APCS (Conduct) Rules 1964.

Evidence to the above violation to be mentioned.

Hence, Sri Gunapalli Durga Prasada Rao failed to take prior permission from the competent authority to purchase immovable properties in his name and in the names of his family members failed to intimate to the competent authority about the transaction pertaining to the movable properties purchased in the names of his son and has failed to submit his Annual Property Returns for the period from 1985 to 2015 and violated Rule 9(1) (2) & (7) of APCS (Conduct) Rule-1964.

Further, Sri Gunapalli Durga Prasada Rao has failed to submit Proforma I to VI statements to the Engineer in Chief. Panchayat Raj Department and turn by violated Rule 9(8) of APCS (Conduct) Rules-1964.

Thus Sri Gunapalli Durga Prasada Rao, S/o (Late) Suryanarayana, 58 yrs, former Executive Engineer. Panchayat Raj Engineering Dept.. P.R.I Division, Rajamahendravaram, East Godavari district by his above mentioned acts has exhibited lack of integrity, devotion to duty, conduct unbecoming of a Govt. Servant contravened Rules 3(1) & (2) of APCS (Conduct) Rules 1964 r/w Rule 9 of Revised Pension Rules-1980.

Sri G.Durga Prasad Rao is liable for major penalty.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVT (PR&RD)

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SECTION OFFICER

ANNEXURE — III
LIST OF WITNESSES

1.	The Superintending Engineer, Panchayat Raj, East Godavari district, Kakinada.
2.	The Joint Sub - Registrar-1, Registrar Office (OB), Rajamahendravaram. East Godavari district.
3.	The Sub - Registrar, Registrar Office, Pidimgoyya, East Godavari district.
4.	The Joint Sub - Registrar, Registrar Office, Kadiyam, East Godavari district.
5.	The Deputy Executive Engineer, R & B department, Buildings Sub - Division, Rajamahendravaram, East Godavari district.
6.	The Commissioner, Municipal Corporation, Rajamahendravaram, East Godavari district.
7.	Regional Transport Officer, Visakhapatnam, Visakhapatnam district.
8.	Regional Transport Officer, Hyderabad Central, Somajiguda, Hyderabad.
9.	Regional Transport Officer, Rajamahendravaram, East Godavari district.
10.	Engineer - in - Chief, Panchayat Raj Engineering department, A.P, Vijayawada.
11.	Sri V.Pulla Rao, Range Inspector-II, ACB, Rajamahendravaram Range, Rajamahendravaram,
12.	Any other witnesses whose evidence is relevant during investigation.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVT (PR&RD)

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ANNEXURE — IV
LIST OF DOCUMENTS

1.	FIR in Cr.No. 7/RCA-RJY/2016.
2.	Lr. RC. No. Supdt./980/2015, dt.06.11.2017 of the Superintending Engineer. Panchayat Raj, East Godavari district, Kakinada.
3.	Letter No. Nil, Dt.11-05-2016, of Joint Sub - Registrar-1, Registrar Office (OB), Rajamahendravaram, East Godavari district with certified copies of Document Nos. 7008/1995, 4025/2002, 6359/2003.
4.	Letter No. Nil, Dt.12-05-2016 of Sub - Registrar, Registrar Office, Pidimgoyya, East Godavari district with certified copies of Document Nos.3170/2013, 3171/2013 and 552/2014.
5.	Letter No. Nil, Dt. 12-05-2016 of Joint Sub - Registrar, Registrar Office, Kadiyam, East Godavari district with certified copies of Document Nos. 2262/2016, 2558/2015 and 2557/2015.
6.	Letter No. Bldgs. Sub- Divn/KAK/2016, Dt. 17-04-2017 of the Deputy Executive Engineer, R & B department, Buildings Sub - Division, Rajamahendravaram, East Godavari district.
7.	Roc. No. 7079/2016-A10. Dt. 25-10-2016 of the Commissioner, Municipal Corporation, Rajamahendravaram, East Godavari district.
8.	Letter No. 92642/A2/2017, Dt. 16-12-2017 of Regional Transport Officer, Visakhapatnam, Visakhapatnam district and its enclosures.
9.	Lr. No. 3744/C17/HC/2017, Dt. 30-08-2017 of Regional Transport Officer, Hyderabad Central, Somajiguda, Hyderabad and its enclosures.
10.	Lr. No. 8857/A3/2017, Dt. 30-08-2017 of Regional Transport Officer, Rajamahendravaram, East Godavari district and its enclosures.
11.	Letter vide Rc.No.07/RCA-RJY/2016, Dt. 3-04-2018 with acknowledge of Engineer-in-Chief peshi.
12.	Any Other records which are required during the course of investigation will be obtained.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVT (PR&RD)

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